

ORDINANCE NO. 01-065

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, TO BE DESIGNATED AS THE APALM BEACH COUNTY ANIMAL CARE AND CONTROL ORDINANCE AMENDMENT OF 2001" AMENDING PALM BEACH COUNTY CODE CHAPTER 4 SECTION 8.C.1.a; PROVIDING FOR SHORT TITLE; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR APPLICABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, The Animal Care and Control Ordinance requires the registration of feral cat colonies; and

WHEREAS, Feral cat colonies may be established on public or private property without the property owner's knowledge or approval; and

WHEREAS, The requirement to obtain property owner's approval was an oversight of the Animal Care and Control Advisory Board's ordinance review committee.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. SHORT TITLE

This Ordinance shall be designated and may be cited as the "Palm Beach County Animal Care and Control Ordinance Amendment of 2001."

SECTION 2. ORDINANCE AMENDMENT

Section 8.C.1.a of Palm Beach County Code Chapter 4 is deleted in its entirety and the following is inserted in its place.

"Section 8. Keeping/Adopting Stray Animals and Maintaining Feral Cats"

C.1.a: Annually register each feral cat colony with the Division. A notarized statement from the property owner and written notification to each contiguous property owner must accompany the registration form that affirms the approval of the property owner to establish and maintain a feral cat colony on the named property.

The Board shall establish a fee for the registration of each colony.

If it is determined that a person is in violation of Section 8.C.1.a herein, said person shall be allowed thirty (30) days from the issuance of a warning notice to come into compliance.

1 Failure to do so shall result in the issuance of a civil citation  
2 and the revocation of the registration of the feral cat colony.  
3  
4

5 SECTION 3. INCLUSION IN THE CODE OF LAWS AND ORDINANCES

6 The provisions of this Ordinance shall become and be made a  
7 part of the Code of Laws and Ordinances of Palm Beach County,  
8 Florida. The sections of this Ordinance may be renumbered or  
9 relettered to accomplish such, and the word "ordinance" may be  
10 changed to "section," "article," or other appropriate word.  
11

12 SECTION 4. APPLICABILITY

13 It is hereby provided that this Ordinance shall constitute a  
14 uniform law applicable in all the unincorporated and the  
15 incorporated areas of Palm Beach County, Florida.  
16

17 SECTION 5. REPEAL OF LAWS IN CONFLICT

18 All special laws, except Laws of Florida, Chapter 69-1432,  
19 not in conflict with this Ordinance, applying to and within the  
20 County and general laws applying only to this County, in conflict  
21 with any provision of this Ordinance are hereby repealed.  
22

23 SECTION 6. SEVERABILITY

24 If any section, paragraph, sentence, clause, phrase or word  
25 of this Ordinance is for any reason held by the Court to be  
26 unconstitutional, inoperative or void, such holding shall not  
27 affect the remainder of this Ordinance.  
28

29 SECTION 7. EFFECTIVE DATE

30 The provisions of this Ordinance shall become effective upon  
31 filing with the Department of State.  
32

33 APPROVED AND ADOPTED by the Board of County Commissioners of  
34 Palm Beach County, Florida, on the 2 day of October,

2001.

DOROTHY H. WILKEN, CLERK  
Board of County Commissioners

PALM BEACH COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS

By: Judith Cross

Deputy Clerk



By: W. J. [Signature]

Chairman

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

By: [Signature]

Asst. County Attorney

Filed with the Department of State on the 10th day of  
October, 2001

STATE OF FLORIDA, COUNTY OF PALM BEACH  
I, DOROTHY H. WILKEN, ex-officio Clerk of the  
Board of County Commissioners certify this to be a  
true and correct copy of the original filed in my office  
on October 2, 2001  
DATED at West Palm Beach, FL on 10/23/01.  
DOROTHY H. WILKEN, Clerk  
By: Diane Brown D.C.